

GOVERNOR'S TASK FORCE  
ON RACIAL EQUITY IN  
CRIMINAL JUSTICE

# JUNE 9 2020. GOVERNOR'S EXECUTIVE ORDER #145

- WHEREAS, THERE IS A LONG HISTORY OF STRUCTURAL INEQUITY AND RACISM IN THE CRIMINAL JUSTICE SYSTEM...
- WHEREAS, COMMUNITIES OF COLOR ARE DISPROPORTIONATELY AFFECTED THROUGHOUT THE CRIMINAL JUSTICE SYSTEM WITH NATIONAL DATA SHOWING THAT FROM THE POINT OF ARREST THROUGH POTENTIAL CONVICTION AND SENTENCING, PEOPLE OF COLOR ARE SIGNIFICANTLY MORE LIKELY THAN WHITES TO 1) NOT HAVE THEIR MURDERS SOLVED 2) BE PULLED OVER FOR A TRAFFIC VIOLATION 3) BE JAILED AND IMPRISONED AT A HIGHER RATE 4) BE SENTENCED TO LONGER TERMS OF IMPRISONMENT.



STATISTICS ILLUSTRATE RACIAL INEQUITY IN CRIMINAL JUSTICE ARE STAGGERING:

- BLACKS ARE 6X AS LIKELY TO BE INCARCERATED AS WHITES.
- BLACK DRIVERS ARE 2X MORE LIKELY TO BE PULLED OVER FOR A TRAFFIC STOP
- BLACK MEN RECEIVE A PRISON SENTENCE 20% LONGER THAN WHITES FOR SIMILAR CRIMES
- BLACK MEN ARE 2.5 X MORE LIKELY TO BE KILLED BY LAW ENFORCEMENT THAN WHITES.
- YOUTH OF COLOR REPRESENT 46% OF POPULATION BUT 71% OF COMPLAINTS RECEIVED
- 90% OF JUVENILES SENTENCED TO LIFE WITHOUT PAROLE ARE YOUTH OF COLOR

# WORK OF THE TASK FORCE

- 25 MEMBERS: LAW ENFORCEMENT, LEGISLATORS, VICTIM ADVOCATES, JUDGES, JUSTICE INVOLVED PERSONS, DA, DEFENSE ATTORNEYS, MAYOR, COUNTY COMMISSIONERS, ADVOCATES
- 4 WORK GROUPS: 2 ON LAW ENFORCEMENT AND PROCEDURES: 2 JUSTICE/AGENCIES
- MET 6 MONTHS. 40 WORK GROUP MEETINGS, 8 TASK FORCE MEETINGS, 3 PUBLIC HEARINGS
- FINAL REPORT ISSUED JANUARY 2021.
- EXECUTIVE ORDER AND WORK OF TASK FORCE CONTINUES UNTIL 12/31/2022



## 2 MAJOR CATEGORIES :

### LAW ENFORCEMENT/AGENCY REFORM COURT PROCEDURES AND STATUTORY REFORM

- LAW ENFORCEMENT: CHOKEHOLD BAN, DUTY TO INTERVENE, CHANGE NO KNOCK WARRANTS, DATA COLLECTION ON USE OF FORCE, "RAP BACK" PROGRAM TO TRACK WANDERING OFFICERS, RACIAL EQUITY TRAINING, DIVERT NON LEO CALLS
- COURT PROCEDURES: JUVENILE JUSTICE, FIRST APPEARANCES, BAIL AND PRETRIAL, CASH BOND, REFORM THE CRIMINAL CODE CHANGE LOW LEVEL MISDEMEANORS TO INFRACTIONS, REQUIRE FIRST APPEARANCES WITHIN 48 HOURS.



# RECOMMENDATIONS FOR LAW ENFORCEMENT

- REIMAGINING PUBLIC SAFETY: 911 RESPONSES, CRISIS INTERVENTION TRAINING, RACIAL EQUITY TRAINING. PRACTICE OF TRAFFIC STOPS AND SEARCHES WITH INFORMED CONSENT
- DIVERSION AND ALTERNATIVES TO ARREST - DRUG ADDICTION TREATMENT, CITATIONS
- USE OF FORCE POLICIES : BAN CHOKEHOLDS AND OTHER HIGH-RISK TECHNIQUES, DEFINE
- DUTY TO INTERVENE AND REPORT ROUGE OFFICERS; INCREASE USE OF BODY CAMERAS
- STRENGTHEN RECRUITMENT, TRAINING AND THE PROFESSION



# RACIAL EQUITY - COURTS AND CRIMINAL JUSTICE

- CHANGES IN JUVENILE JUSTICE - RAISE MINIMUM AGE FROM 6 TO 12; SRO MUST HAVE SCHOOL ADMINISTRATOR JOIN ON JUVENILE PETITIONS; A-G FELONIES WILL NOT BE TRANSFERRED TO SUPERIOR COURT IF DA AGREES TO KEEP IN JUVENILE, ABOLISH JLWOP
- MANDATE FIRST APPEARANCES WITHIN 48 HRS FOR ANYONE HELD ON CASH BOND FOR A MISDEMEANOR AND RIGHT TO COUNSEL; NO CASH BOND FOR CLASS 1-3 MISDEMEANORS; JUDGE ASSESS A PERSON'S ABILITY TO PAY FINE/FEE; NO DOUBLING OF BOND FOR FTAs.
- RACIAL EQUITY TRAINING FOR ALL COURT OFFICIALS



# COURTS AND CRIMINAL JUSTICE CON'T.

- DA'S ENSURE CHARGING DECISIONS ARE FREE FROM RACIAL BIAS
- FAIR JURIES: EXPAND JURY POOL LISTS, DRAFT GUIDELINES TO MITIGATE/ELIMINATE BIAS
- REINSTITUTE RACIAL JUSTICE ACT AND ESTABLISH A SECOND LOOK ACT
- IMPROVE CONDITIONS FOR INCARCERATED PEOPLE. BAN ON SHACKLING OF PREGNANT WOMEN, RESTRICT USE OF SOLITARY CONFINEMENT, INCREASE MENTAL HEALTH SERVICES
- RECODIFY CLASS 3 MISDEMEANORS AND CITY ORDINANCES TO INFRACTIONS
- DECRIMINALIZE MARIJUANA POSSESSION OF UP TO 1.5 OUNCES